PROCEED	INGS	OF	THE	COM	NON	COUN	CIL
IN	REGU:	LAR				SESS	ION
TUESDAY	,	F	FRRI	IARY	14	19	84

CITY OF FORT WAYNE, INDIANA JOURNAL OF THE PROCEEDINGS OF THE COMMON COUNCIL

	THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET	IN THE
COUNCIL C	HAMBERS Tuesday EVENING February 14 A.D.,	1984,
IN_ Regul	lar SESSION. PRESIDENT Ben A. Eisbart	
IN THE CHA	AIR, COUNCIL ATTORNEY Stanley A. Levine	_, AND
Sandra E	CLERK, AT THE DESK, PRESENT THE F	OLLOWING
MEMBERS	VIZ:	
BRADBURY_	P , burns P , eisbart P	
GiaQUINTA	, HENRY, REDD	
SCHMIDT_	, stier, talarico	P
	ABSENT:	
	COUNCILMAN:,	,
	THE INVOCATION WAS GIVEN BY	
	THE MINUTES OF THE LAST REGULAR	, 19,
		, 19,
	SPECIAL	, 19,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED AND PUBLISHED.



The City of Fort Wayne Office of the Mayor

November 28, 1983

To the Common Council Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, November 28, 1983, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of November 22, 1983

> (Bill No. S-83-10-19) SPECIAL ORDINANCE NO. S-227-83

AN ORDINANCE ratifying the bids on the UPARR "Job Bill" Contracts by the City of Fort Wayne by and through its Parks and Recreation Department with L & W Construction, Inc., Robert Croby, Inc., and Hamilton Hunter, Inc., for McMillen Park Swimming Pool, McCormick Park Improvements, Hanna Homestead Playground and Hamilton Park Shelter

> (Bill No. S-83-10-24) SPECIAL ORDINANCE NO. S-228-83

AN ORDINANCE rtifying a bid by the City of Fort Wayne by and through its Parks and Recreation Department with Wendall Construction, Inc., for the renovation of the Swinney Tennis Center Building

> (Bill No. S-83-10-25) SPECIAL ORDINANCE NO. S-229-83

AN ORDINANCE ratifying Bid Reference No. 198 by the City of Fort Wayne by and through its Parks and Recreation Department with Lawn & Turf Landscaping, Inc. and R & C Fence Company for the purchase and installation of Playground Equipment

> (Bill No. R-83-11-04) RESOLUTION NO. R-96-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION

A 10

OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$495,720.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, F.W. TOENGES & SONS, INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-11-06) RESOLUTION NO. R-97-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$600,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, ALL AMERICA DEVELOPERS TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(BiII No. R-83-11-07) RESOLUTION NO. R-98-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$1,200,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, INTERNATIONAL PARK PARTNERSHIP TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-11-25) RESOLUTION NO. R-99-83

A RESOLUTION authorizing the transfer of insurance indemnities received for damage to City property to an expense account within the 1983 budget of the Traffic Engineering Department for the purpose of repairing traffic control equipment

(Bill No. R-83-11-28) RESOLUTION NO. R-100-83

A RESOLUTION authorizing the transfer of funds between certain accounts within the 1983 budgets of certain City departments

(Bill No. R-83-11-29) RESOLUTION NO. R-101-83

A RESOLUTION authorizing the submission of a Final Statement of Community Development Objectives and Projected Use of Funds and the required certifications to the U.S. Department of Housing and Urban Development as required for the City of Fort Wayne to receive its 1984 Community Development Block Grant Entitlement

(Bill No. R-83-11-36)
DECLARATORY RESOLUTION NO. R-102-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-11-38)
DECLARATORY RESOLUTION NO. R-103-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-11-40)
DECLARATORY RESOLUTION NO. R-104-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-11-42)
DECLARATORY RESOLUTION NO. R-105-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. G-83-06-08) GENERAL ORDINANCE NO. G-27-83

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating an alley thereof

(Bill No. G-83-09-47)
(AS AMENDED) (AS AMENDED)
GENERAL ORDINANCE NO. G-28-83

AN ORDINANCE amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana

(Bill No. G-83-09-48)
GENERAL ORDINANCE NO. G-29-83

AN ORDINANCE amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana

(Bill No. S-83-10-22) SPECIAL ORDINANCE NO. S-230-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and L.W. Dailey, Inc., for Res. #5989-83, Barr Street Improvement

(Bill No. S-83-10-23) SPECIAL ORDINANCE NO. S-231-83

AN ORDINANCE approving a Contract for Water Main, by the City of Fort Wayne by and through its Board of Public Works and All Star Construction Company, for Res. 83-04-A, W. Jefferson Blvd.

Respectfully yours,

Win Moses, Jr.

Mayor



The City of Fort Wayne Office of the Mayor

November 30, 1983

To the Common Council Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, November 30, 1983, I have approved the following ordinances and resolutions passed by the Common Council at its special meeting of November 29, 1983

> (Bill No. R-83-11-03) RESOLUTION NO. R-106-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$350,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, ESQUIRE, S.A. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

> (Bill No. R-83-11-05) RESOLUTION NO. R-107-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$3,000,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, PATTON ELECTRIC CO., INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

> (Bill No. R-83-11-09) RESOLUTION NO. R-108-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$1,354,695.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT

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MECHANICAL BEVERAGES, INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-11-10) RESOLUTION NO. R-109-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$306,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, WAYNE FASTENERS INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

Respectfully yours,

Win Moses, Jr.

Mayor



THE CITY OF FORT WAYNE

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

25 January 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the City of Fort Wayne City-County Building One Main Street Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-84-01-10

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this 25th day of January 1984.

Melvin O. Smith

Secretary







THE CITY OF FORT WAYNE

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

25 January 1984

Members of the Common Council City-County Building One Main Street Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held January 23, 1984. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

- 1. Bill No. Z-84-01-10
- 2. From R-2 to M-2
- 3. Intended Use: Auto Repair Garage
- 4. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reason:

REASON: This request conflicts with the Hanna-Creighton Neighborhood
Plan. This petition would allow uses that are not compatible
with the residential character of the area.

If there are any questions with regard tothis ordinance, please feel free to call on us.

Respectfully submitted,

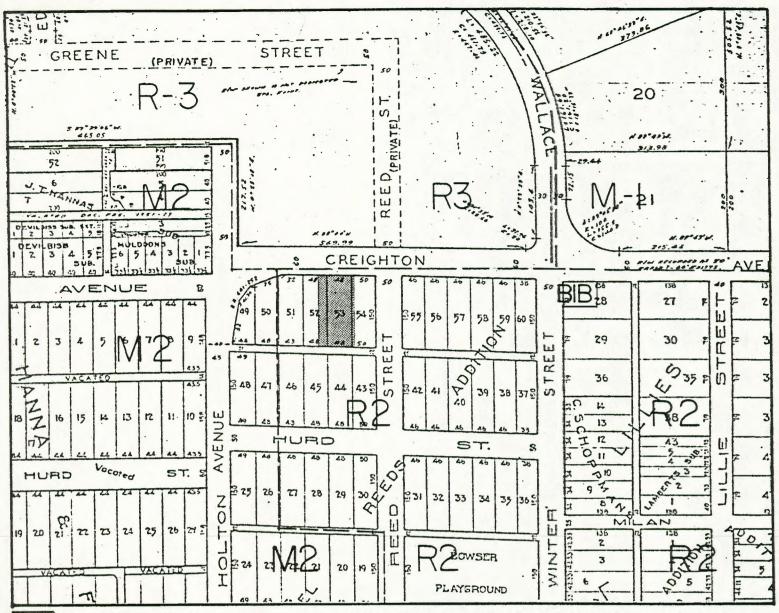
COMMUNITY DEVELOPMENT & PLANNING

Gary F// Baeten Senior Planner

GFB:pb

Attachments





AMEND ZONING MAP RE-AN R-2 FROM TO DESCRIBED PROPERTY AN M-2 DISTRICT.

MAP

NO. 0-3 Z-84-01-10

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 10, 1984, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-84-01-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 16, 1984;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Findings of Fact".

- (1) the grant will be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;
- (3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;
- (5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 23, 1984.

Certified and signed this 25th day of January 1984.

Melvin O. Smith

Secretary



25 January 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the City of Fort Wayne City-County Building One Main Street Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. G-83-10-01

Respectfully submitted,

MADE A MATTER OF RECORD Y, OTTY CLE

CITY PLAN COMMISSION

Certified and signed this 25th day of January 1984.

Melvin O. Smith

Secretary





THE CITY OF FORT WAYNE

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

25 January 1984

Members of the Common Council City-County Building One Main Street Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held January 23, 1984. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

- 1. Bill No. G-83-10-01
- 2. Intended Use: This ordinance will bring the City Zoning Ordinance in line with the Animal Control Ordinance.
- 3. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

REASON: This amendment to the zoning ordinance will alleviate a situation which creates an unreasonable hardship.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING

Sary F. Baeten

Senior Manner

GFB:pb

Attachments



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, referred a proposed zoning ordinance amendment to the City Plan Commission which proposed amendment was designated as Bill No. G-83-10-01; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 16, 1984;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Findings of Fact".

- (1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 23, 1984.

Certified and signed this 25th day of January 1984.

Melvin O. Smith

Secretary

President of the Common Council City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 6/84/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted,

Nick Palermo, Chairman Board of Public Safety



The City of Fort Wayne

February 14, 1984

Sandra Kennedy, City Clerk One Main Street Fort Wayne, IN 46802

Dear Sandy,

Q-84-02-24 Q-84-02-25

On February 13, 1984 I received a message from John B. Enrietto in regards to his application for designation.

At that time he informed me that All Season Industries, Inc. would be unable to relocate to Fort Wayne. Therefore he requested that his application not be introduced to City Council at this time.

If you have any questions or need any more information please do not hesitate to call me at 427-1127 (4818).

Sincerely,

James D. Partin

Business Planning Specialist

Department of Economic Development

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RETURN CERTIFICATE

(Regulatory Resolution No. 6/84 /E)

I hereby certify that I did this <u>27th</u> day of
<u>January</u> , 19 <u>84</u> deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, the City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana respectively, a copy of the within
Regulatory Resolution No. $6/84/E$ of the Board of Public
Safety of the City of Fort Wayne, duly certified by me as
Chairman of said Board, in accordance with the provisions
of Section 17-4 of Chapter 17, of the Code of the City of
Fort Wayne, Indiana 1974.

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 6/84 /E
(Adopted <u>January</u> 27, 19 84)
·
WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,
WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with
regard to RENEW & EXTEND REG. RES. 146/83/E: NO PARKING
(EMERGENCY) AND DELETE: TWO HOUR PARKING 8:00 A.M. to 6:00 P.M.
(EMERGENCY)
AND,
NUCCEAS the City Traffic Engineer has be with
WHEREAS, the City Traffic Engineer has, by written memograndum
dated
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:
That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective
January 27, 1984, and for a period of sixty (60) days thereafter, and when signs are erected
period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:
NO PARKING (EMERGENCY)
Baker Street south side from Calhoun Street to Harrison Street
DELETE:
TWO HOUR PARKING 8:00 A.M 6:00 P.M. (EMERGENCY)
Baker Street southside from Calhoun Street to Harrison Street

President of the Common Council City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 7/84/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted of Mack Fallerms

Nick Palermo, Chairman Board of Public Safety

RETURN CERTIFICATE

(Regulatory	Resolution	No.	7/84/	_E)
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I hereby certify that I did this 3lst day of
Engineer, the Chief of Police, the City Attorney, the City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana respectively, a copy of the within
Regulatory Resolution No. $\frac{7/84}{E}$ of the Board of Public
Safety of the City of Fort Wayne, duly certified by me as
Chairman of said Board, in accordance with the provisions
of Section 17-4 of Chapter 17, of the Code of the City of
Fort Wayne, Indiana 1974.

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 7/84 /E
(Adopted <u>January</u> 31, 1984)
WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,
WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with
regard to RENEW & EXTEND REG. RES. 150/83/E: ONE HOUR PARKING
8:00 A.M. to 6:00 P.M. (EMERGENCY)
,
: AND,
WHEREAS, the City Traffic Engineer has, by written memograndum
dated <u>January</u> <u>30</u> , 19 84, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:
That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective
January 31, 19 84, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:
ONE HOUR PARKING 8:00 A.M. to 6:00 P.M. (EMERGENCY)
East-West Alley between Calhoun Street and Clinton Street Jefferson Boulevard and Washington Boulevard

CERTIFICATE

I hereby certify that I am the duly elected, acting and					
incumbent City Clerk of Fort Wayne, Indiana and as such the custodian					
of the records of the Common Council of said City and that the above					
and foregoing is the true, full and complete record of the proceedings					
of the Common Council of the City of Fort Wayne, Indiana for its					
Regular Session, held on Tuesday, February 14, 1984					
the 14th day of February , 19 84 ,					
that the numbered ordinances and resolutions shown therein were duly					
adopted by said Common Council on said date and were presented by me					
to the Mayor of the City of Fort Wayne and were signed and approved					
or disapproved by said Mayor as and on the dates shown as to each					
such ordinance and resolution respectively; and that all such					
records, proceedings, ordinances, and resolutions remain on file and					
record in my office.					
WITNESS my hand and the official seal of the City of Fort					
Wayne, Indiana, this day of,19,					

ldmn.	Appr		

allachier

DIGEST SHEET

			(,
TITLE OF ORDINANCE De	eclaratory	Resolution	Q-83-11-41
DEPARTMENT REQUESTING ORDINAN	CEEconon	nic Developmer	nt .
SYNOPSIS OF ORDINANCE A De	eclaratory	Resolution co	onfirming, the desig-
nation of an "Economic Re	evitalizati	on Area" unde	er I.C. 6-1.1-12.1.
Said property commonly kr	nown as Nor	rtheast Corne	r of Main and Harrison.
EFFECT OF PASSAGE Approxi	mately 50	new jobs will	be created and the
project will help the re	vitalizati	on of downtow	n Fort Wayne.
EFFECT OF NON-PASSAGE O	pposite of	the above.	
MONEY INVOLVED (DIRECT COSTS	, EXPENDITUR	ES, SAVINGS)	\$3,080,000.00
ASSIGNED TO COMMITTEE (PRESI	IDENT)		